



State of New Jersey

DEPARTMENT OF HEALTH AND SENIOR SERVICES

OFFICE OF EMERGENCY MEDICAL SERVICES

PO BOX 360

TRENTON, N.J. 08625-0360

CHRISTINE TODD WHITMAN
Governor

www.state.nj.us/health

CHRISTINE GRANT, J.D., M.B.A.
Commissioner

January 27, 2000

Mr. Vincent Robbins, President
MONOC
151 Industrial Way East, Bldg. C
Eatontown, NJ 07724

Re: Notice of Proposed Assessment of Penalties / Mobile Intensive Care Unit
Investigation Control # 00-A-002

Dear Mr. Robbins:

The New Jersey Department of Health and Senior Services is vested with the responsibility of carrying out the provisions of N.J.S.A. 26:2K-7, et seq., which govern the provision of advanced life support services within the State of New Jersey. This law establishes a scheme which permits a hospital, once approved, to develop and maintain a mobile intensive care unit and to provide advanced life support services utilizing licensed physicians, registered professional nurses trained in advanced life support, and mobile intensive care paramedics. In furtherance of this statutory scheme, the Department of Health and Senior Services has adopted regulations that govern the administration and operation of these mobile intensive care units. See, N.J.A.C. 8:41-1.1, et seq.

On November 24, 1999 at approximately 8:24 a.m. and 9:16 a.m., staff of this Department's Office of Emergency Medical Services (OEMS) conducted unannounced inspections of MONOC's MICU vehicles #10 and #13 (New Jersey license plate #NF13697 and #NF17169, respectively), which were parked at Jersey Shore Medical Center in Neptune, New Jersey. The inspections revealed the following deficiency:



NEW JERSEY

Many Faces. One Family.

1. "Sharps" containers were not present in vehicles. This is a violation of N.J.A.C. 8:41-8.2(a) and (b), which state that mobile intensive care programs and prehospital advanced life support providers shall be subject to all applicable laws, rules and regulations regarding the control and administration of syringes, needles and medical waste and that the policies and procedures regarding the storage, use and disposition of hypodermic needles and syringes shall be in accordance with the New Jersey State Board of Pharmacy rules, N.J.A.C. 8:43G, N.J.A.C. 8:65 and the Controlled Dangerous Substances Act.

Pursuant to N.J.S.A. 26:2K-15, the Department may impose a penalty of not more than \$200.00 for violation of any regulation set forth in Chapter 41. Therefore, in accordance with N.J.S.A. 26:2K-15 and N.J.A.C. 8:41-2.7(b), you are hereby assessed a penalty of \$200.00 for the violation noted above.

A certified check or money order in the amount of \$200.00, made payable to "Treasurer, State of New Jersey," must be submitted within 30 days from the date of this Notice (i.e., February 26, 2000). In accordance with N.J.S.A. 26:2K-15, failure to pay this penalty may result in a summary civil proceeding in the Superior Court of New Jersey pursuant to the Penalty Enforcement Law (N.J.S. 2A:58-1, et seq.). Payment should be forwarded to:

New Jersey Department of Health & Senior Services
Office of Emergency Medical Services
P.O. Box 360, 50 East State Street
Trenton, NJ 08625-0360
Attn: Ms. Darcy Saunders

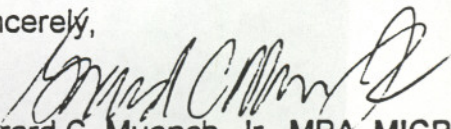
Pursuant to N.J.A.C. 8:41-2.8, you are entitled to a hearing before the Office of Administrative Law to contest this proposed penalty assessment. Your request for a hearing on this matter must be submitted in writing and must be accompanied by a response to the deficiency noted above. In the event that you request a hearing, this penalty shall be held in abeyance until such time as the hearing has been concluded and a final decision has been rendered.

Your request for a hearing must be submitted within 30 days from the date of this Notice (i.e., February 26, 2000), and should be forwarded to:

New Jersey Department of Health & Senior Services
Office of Legal & Regulatory Affairs
P.O. Box 360, Room 805
Trenton, NJ 08625-0360
Attn: Mrs. Carole Slimm

Please include the control number noted above (i.e., # 00-A-002) on all of your correspondence. **Finally, please note that failure to submit a request for a hearing by February 26, 2000 shall render this Notice final, and the entire \$200.00 shall be immediately due and payable.** If you have any questions concerning this matter, please do not hesitate to contact Mr. James Mondoro, Supervisor of MICU Licensing, OEMS at (609) 633-7777.

Sincerely,



Gerard C. Muench, Jr., MPA, MICP
Director
Office of Emergency Medical Services

c: Mrs. Slimm, L&RA
Ms. Halupke, OEMS
Mr. Mondoro, OEMS
Ms. Saunders, OEMS

CERTIFIED MAIL #P-066-513-247
RETURN RECEIPT REQUESTED